# CANNOT MAKE HYDE TESTIFY

OF THE STATE OF THE PROPERTY OF THE STREET, HIS SO FOR ER. and Broglers He Billings, The Avenue

with for Even Phengh from France Correct Commissions W. or your removement for Andrew Chinese year Port of Tholice of the come

vive still to Chipties R. Broth Outlies people a standard to

that that Mr. Hyde is county and appear and testify under cortain as the other witnesses thus far have

E. Hughes, Esq., 96 Hecadizay,

\*Either House may investigate when in | for sale. session, either directly or through a committee of its number, for the purpose of informing itself as to pending or contemplated legislation by it, and for that purpose only. If such an investigation may be conducted for the information of the Legislature of 1906, why not for that of 1910? The question has never been before the courts, so far as I can learn. If the precedent contended for can be established, it will point the way to a dangerous invasion of private rights.

"We appreciate, however, that the pending inquiry, though unauthorized and irregular. will prove wholesome and in the public interest, and that if continued on the same lines much of the responsibility for existing con itions, which has been most unjustly placed upon Mr. Hyde, will be fixed where it properly belongs.

"The bulk of the subject matter of the inquiry, so far as concerns the Equitable society, relates to practises and conditions that antedate by many years his active connection with the society, of which he has no knowledge and which seem to have been continued under the administration with which he subsequently became ident

"Mr. Hyde instructs me to say that he is willing to assist the inquiry by voluntarily appearing as a witness and in any other way that may be found desirable provided his rights and those of his father's estate can be reasonably safeguarded.

"It is hardly necessary to remind you that this inquiry is not being conducted subject to rules of law, that the witnesses are without protection or representation except such as may be accorded them by

\*Civil suits have been begun and are now pending by the Attorney-General and private citizens against Mr. Hyde, and others are threatened against him and against the estate, in which his mother and sister are interested, based upon some of the transactions which have been made the subject of your inquiry.

"Unlike the other insurance companies now under investigation, the affairs of the Equitable have already been exploited as the result of internal dissensions between the officers. Mr. Hyde has, as you know, been examined at great length in a secret proceeding by a hostile Superintendent of Insurance, the main purpose and effect of which seem to have been to misrepresent and exaggerate his connection with the transactions under investigation and to shield others on whom the responsibility

"In that investigation Mr. Hyde was refused the right to the presence of counsel at the hearing, although the Superintendent ad counsel to conduct the 'star chamber

As the result of this performance and of statements made before your committee which have not yet been subjected to the test of cross-examination Mr. Hyde has been grossly misrepresented and injured in the public esteem for his supposed con-nection with transactions for which he is not responsible—except for having trusted older and more experienced men.
"He is not willing to repeat that experice now in another form before your

"He is prepared to waive all legal objecions to appearing and to tell your com-nittee fully and frankly everything he

lows, except as to matters that are embraced in pending litigation, on condition that your committee will in common fairness accord him the right of being represented, of your committee, to use their ex parte, and to my mind unauthorized,

ig for the purpose of gathering in support of pending or impend-Such methods are contrary to not for a moment suggest that old make use of Mr. Hyde's offer appear before you for any such im-per purpose, but in view of the gross representations to which this young ias been subjected and the fact that as never had an opportunity of ex-ing his position, I think it but right we should have some such under-

ng as is here outlined. therefore, Mr. Hyde may have the enefit of counsel at the hearing and on your surance that his examination will not clude the subject matter of the pending will appear for examination at any xt week that may be fixed by you

ry truly yours, "SAMUEL UNTERMYER." Here is Mr. Hughes's statement in reply:

Reply from Mr. Hughes. . received Mr. Untermyer's letter this

Source and facility under capture.

Nearly all the witnesses thus far have been represented by consect has no cash of counsel has been recognized by the committee a may be puresented advised and not be counsel. Here is Mr. Intermyer's Letter.

Nearly all the witnesses thus far have been recognized by the committee a may be puresented advised and saying the grantife which the first the matter which Mr. Hydrasses to have exempted from the inquiry are among the most important of those on which he can burnish information, including the \$685,000 blind one account.

HYDE TARING NO CHANCES

Sin Referring to your request
Hode voluntarily appear as a wit.

That Mr Hyde intends to take no chances on being subjectment into a permission before ments are made for his appearance before first the joint committee appointed seture the joint committee appointed seture the gislature of 1905 to investigation to life insurance companies, advised Mr. Hyde that your companies without power or jurisdiction to was to have been one of the ushers at the wedding.

The investigation committee sent a pro-

the Babcock house that the announcement was made at the Babcock house that Mr. Hyde was not present and no effort was made by the process server to find on definitely. About the two passed, and after the body huch it was passed, and after the body.

adjustment of the extraordinary session at which it was passed, and after the body of which it is a part has ceased to exist, proceed with the investigation for the purpose of reporting to the next session of the Legislature.

"My opinion is based on the proposition that the Assembly at least has no power to direct an investigation (1) to be held after its adjournment, and (2) for the express purpose of reporting to a future Legislature not yet selected and which can have no existence until 1906.

"Either House may investigate when in

M'CALL A WITNESS TO-DAY. John A. McCall, president of the New York Life Insurance Company, will be the chief witness before the Armstrong inchief witness before the Armstrong investigating committee to-day. Counsel for the committee will confront President McCall with the testimony of the associate auditor of the Equitable that the New York Life paid its pro rata share of the expenses incurred by "Judge" Andrew Hamilton and others in supervising legislation all over the United States. Counsel for the committee will also call on Mr. for the committee will also call on Mr. McCall to explain in greater detail the New York's Life's payments aggregating \$235,000 to Judge Hamilton and ask for an explanation of where the account Hamilton was kept on the New York Life's

Aside from the testimony of President McCall, other interesting information in regard to the 'legislative' phase of the insurance scandal is promised for to-day from W T. Thummel, the Mutual's 'legislafrom W. I. hummel, the Mutual's "legislative" agent who, according to the testimony of the Equitable employee, has charge of legislative matters for the three big companies in the New England States, with the exception of Massachusetts, and in all of the Middle Atlantic States except New York. He showed up at his office in the Mutual Ruilding vestorials and recented service of Building yesterday, and accepted service of

The Armstrong committee, it was said yesterday, has information that Thummel was not the Mutual's chief representative in legislation. The committee has heard

in legislation. The committee has heard that Thummel was under the direction of a man named Fields, who is described as the "Andrew Hamilton of the Mutual."

According to the committee's information, Fields and Hamilton supervised legislative matters in New York State, working in cooperation with Eugene Wood. The Equitable's assistant auditor testified before the committee last week that he did not know who looked after New York State, but it is expected that that matter will be

t was reported yesterday that President deCurdy of that company draws an annual alary of \$150,000 and that his son makes lly as much, if not more, in connection th the management of the foreign business of the company.

The announcement was made vesterday that a meeting of the trustees of the Equitable majority stock will be held on October I for the purpose of selecting directors to fill the six existing vacancies on the board. It was said further that the trustees would soon take steps to select the thirteen directors who will comprise the 1905 class, to succeed those retiring from office at the end of the year. Although Mr. Cleveland has been absent all summer in New Hampshire he has, it was announced, devoted considerable time to his duties as trustee, but as soon as he returns to his home in Princeton be will give alose personal attention to ton he will give close personal attention to the work of the trustees, coming in from Princeton to the Equitable offices occa-

WOULD SUE FOR CAMPAIGN CASH.

W. Hep Russell Asks Leave to Tackle New York Life's Officers and Directors.

ALBANY, Oct.3. - Attorney-General Mayer o-day received a letter from William Hepburn Russell, representing several policy holders of the New York Life Insurance Company, asking for permission to institute an action against the officers and directors of the company to compel them to restore to the company's treasury

# The Weather.

The high pressure area which covered most of the interior of the country spread eastward yester-day almost to the Atlantic coast. It was generally ndy and unsettled, with occasional rains in all Atlantic and Gulf States and the lower Mississippi and Tennessee valleys. There was also rain in Washington and Oregon and cloudiness in the upper Lake regions, due to low areas covering the northern border of the country. Much cooler weather was reported in the Ohio and Tennessee and the middle Mississippi valleys and lower Lake regions, and it was warmer on the middle Atlantic and New England coasts and in the

extreme West and Northwest.

In this city rain fell in the early morning and the day was cloudy; wind, light to fresh northwest; average humidity. 64 per cent.; barometer, cor-

ected to read to sea level, at 8 A. M., 29.99; 3 P. M. omeial thermometer, is shown in the annexed

Lowest temperature, 61°, at 11 P. M.

WASHINGTON FORECAST FOR TO DAY AND TO MORROW For eastern Ne w York, fair to-day and to-morrow; For Delaware, Maryland, New Jersey and eastern

Pennsylvania, fair to-day and to-morrow, light to fresh west to south winds. For western New York, fair to-day and to-morrow; fresh southwest winds.
For New England, fair to-day and to-morrow; vening and have conferred with Mr. Mc- light to fresh west to southwest winds.

of most in influencing legislation in New York or other Status. In his letter Mr

What and You President Perking of the New York Lafe Inversion Company or restance or experient in the restance of the New York Lafe Inversion Company or restance of the New Inversion Company in State or the restance of the New Inversion Company in State or the restance of the New Inversion Company in State or the last evitted latters to Mr. rely or in a military also to recover any someworks could be those corporate action or authorists of low by President Met all sold the other officers and directors of the a V of Life Insurance Company for the large or of a fine long, controlling or pur-

ne the native of the case may requi affirers and directors, to compel restitution by them to the treasury of the New York Life Insurance Company of any moneys But what's failure to an altruis wrongfully paid out by them as above It's like thirty cents to a sport.

in which the very grave public question involved in this matter can ever be satisfactorily disposed of is through an action in the right of policyholders brought in behalf of the New York Life Insurance Company to compel its delinquent officers and directors to account for their misuse of the corporate funds in their hands. We do not always believe that an action by the Aftorney-General can reach this specific evi, and we therefore ask you to consent to the institution by us, in behalf of our clients above named and other policyholder as may join with them, of suit or action. "We expect to show that relief through corporate action is impossible because the We are convinced that the only war corporate action is impossible because the leard of trustees 'are all tarred with the same stick' so far as the misapplication of the corporate funds is concerned, and action by the policyholders collectively is prac-tically impossible of attainment. The only therefore, is through an application

### HYDE FILES A DEMURRER To the Attorney-General's Complaint in

Suit Against Equitable Directors. ALBANY, Oct. 3.-James Hazen Hyde, as Equitable Life Assurance Society, to-day, through his attorneys. Guggen- | consideration. heimer, Untermyer and Marshall, filed with blanket action brought to compel the mem- Perkins resign. bers of the old board of trustees of the Equitable to restore to the society moneys improperly expended or diverted to their own use. It is contended in the demorrer that the complaint does not state facts sufficient to constitute a cause of action, even in a single sub-division, and that the several causes of action suggested by the Attorney-General have been improperly united in the complaint.

The time within which the directors must

The time within which the directors must file an answer to the Attorney-General's complaint expires on October 16, and Mr. Hyde and Thomas T. Eckert have filed demurrers which Attorney-General Mayer has noticed for argument in the Supreme Court, First Department, in November. Appeals on these demurrers cannot be decided by the Court of Appeals before next spring. The only other member of the board of directors who has filed an answer to the Attorney-General's complaint is Alvin Krech, who declares he was director for only a short time and knew nothing about the operations of the society.

# EGGERS BUSY UPTOWN.

Raids Two Days Running Over Capt. Gallagher's Head-His Sleuths Get In. Acting Captain Eggers, in command of Police Commissioner McAdoo's detective squad, raided an alleged poolroom on the second floor at 227 West Forty-sixth street yesterday afternoon. The raid was made over the head of Capt. Bernard Gallagher, commander of the West Forty-seventh street station, but four of the latter's sleuths saw Eggers enter the precinct and trailed cleared up at to-day's hearing.

Among other things which the committee is going to take up this week are the salaries paid to the Mutual's executive officers. as they smashed their way in.

The place raided was over a saloon known as the Oaks. The raiders rushed through the saloon suddenly and nabbed David Baker, who stood guard at a door leading from a rear room of the saloon to the second floor. Baker was roughly handled and says two of the raiders tried to dislocate his windpipe.

With Baker disposed of, the men under Eggers broke down the door and made their way to the second floor, where about forty men were gathered in a large room. Two men behind a partition seemed to be very busy, and they were arrested. They gave their names as John Malloy and John Thayer. The forty outside the partition Thayer. The forty outside the partition were allowedto go and none of the Schmitt-berger treatment was applied to them as

The place had been open only a few days, the police say.

This was the second raid in two days

This was the second raid in two days mode by Eggers in this precinct over Capt. Gallagher's head.

By the time the police were ready to depart, the street was jammed with people. From the noise that had been made in battering down the doors many got the impression that Inspector Schmittberger was on hand playing his celebrated roughhouse act. There were hoots and catcalls from the crowd when the cops reappeared on the street and shouts for Schmittberger.

#### WOMAN IN THE CASE VANISHES After Giving Alarm When Man Was Stabbed -Left Hat and Garter Behind.

The loud screams of a woman brought Roundsman McAlvey of the Adams street station, Brooklyn, early yesterday morning on a run to Pearl street, near Johnson. There the roundsman found John Keily of 331 Third street lying on the sidewalk, suffering from three stab wounds in the left side and surrounded by a crowd of young men. Kelly picked out Hugh Ward of 224 Bridge street as his assailant and the latter was arrested, although he protested that he was not mixed up in any way with the trouble.

The woman who raised the outery and The woman who raised the outery and who is supposed to have been the cause of the row disappeared and the police could get no trace of her. Near the spot, however, where the stabbing occurred, a black picture hat, a pair of gloves and a broken garter with a silver clasp, which are supposed to belong to her, were picked up. Kelly, who was taken to the Brooklyn Hospital, will recover.

# Fourteen More Roundsmen.

Commissioner McAdoo made fourteen more roundsmen yesterday. Two of the men promoted were Patrolmen Sheridan and Simons, whose cases had been held for further investigation. Both men appeared before Commissioner McAdoo and the advisory committee yesterday, and the latter, after hearing their statements, recommended their promotion.

## VENNER, GENERAL PLAINTIFF.

SIN YORK LIFE SOW SEFFERISE HIS STEETINGS

Manie Venner Plat fried for Hold for the Partman fa., ia finfate Atest. Fappor, Cariforn Securities. Other frat are familie in fall for Contempt

Corrector H. Venner to histy agents: He's Herer happer wirept when he or staggering the money world splitting millions somethe petitions party. Micrail and You Provident Perkins of the

and those letters have been open letters. with next captus for the newspapers. Mr. McCall town't restained, and foam't replied to the open letters.

We are of the applicant that are tion of the Venner the is a banker, because if says accurates law is not applicable to the case on his office door. Banker Venner did not expect a reply he says as himself. him. He tried to bust the steeping car combination, and failed. He tried to direct the tisiness affairs of the United States Steel orporation, and failed. He trie i to held up the reorganization plans of the Book Island. and the Santa Fé railroads, and failed. He tried to wind up the affairs of the Amalgamated Copper Company, and falled. He tried to away the doings of the Northern

But what's failure to an altruistic banker?

The life insurance investigation was nuts for Banker Venner. So simple, too. When fought the Pullman-Wagner deal he bought stock in both companies, and then sought to obstruct the deal by which the Pullman company bought the Wagner company. His stock was a mere mite but housed it as grounds for obstructing the

It's different in the present case. Banker Venner has a \$50,000 policy in the New York He says he has paid more than \$20,-000 in premiums. So he saw he could put his thumb in the pie with no more immediate expense than postage and typewriting. He wrote a gloriously long letter to President McCall. A man in Wall Street remarked yesterday that if he was McCall he would rather resign than read so long a letter. It was full of solemn statements and exclamation points.

President McCa'l failing to resign on the instant. Banker Venner wrote to Attorney-General Mayer requesting him to begin an action to remove President McCa I and Vice-President Perkins, or to give him (Venner) former vice-president and a director of permission to bring the action. Mr. Maye has replied that the matter will have his

Banker Venner did not stop at that. He Attorney-General Mayer a demurrer to has addressed the trustees of the New York the Attorney-General's complaint in the Life asking them to insist that McCall and

Banker Venner was asked yesterday what more he was going to do about it.

"I shall act according to circumstances," he said. "I have not gone into this matter from selfish motives. I believe I have the moral support of many other policyholders and the public generally."

"Is it true, Mr. Venner, that you have an ambition to be president of the New York Life?"

"I am guided by no such idea as that."

York Life?"
"I am guided by no such idea as that," said Banker Venner. "But," he added quickly, and without a smile, "I have received many letters suggesting the advisability of my being chosen for the place."

Banker Venner did not say that he were done take the presidency an item to be re-

not take the presidency, an item to be re-membered in case he forces out President McCall. Venner's activity and motives as an ob-

Venner's activity and motives as an ou-structionist in other years were the cause of the sharp things that were said about him. When he was mixed up in the palace car matter, The Sun, on June 27, 1902, printed

VENNER ATTACKED IN COURT. PULLMAN COMPANY DENOUNCES HIM AS "SANDBAGGER" OF CORPORATIONS. "SANDBAGGER" OF CORPORATIONS.

CHICAGO, June 28.—In answer to the petition asking for a writ of mandamus to competitem to exhibit their books and records to Truman A. Taylor, a stockholder, Robert T. Lincoln and Alfred S. Weinsheimer, as president and secretary of the Pullman company, assert that it is their belief that Taylor is not acting for himself in the matter, but that he is the tool or accomplish of Casar. that he is the tool or accomplice of Clarence H

Venner of Boston.
It is alleged further that Venner for years It is alleged further that Venner for years has been attempting to extort money unjustly from large corporations, and his methods have come to be commonly described as "sandbagging." It is said that he has tried to hold up such companies as the Amalgamated Copper Company, the Farmers' Loan and Trust Company of New York, the Central Trust Company, the United States Steel Corporation and the Union Pacific Railroad. His method of procedure, the answer states, is usually that of an obstructionist.

The answer says that the reputation of Venner is so notorious that if it should become noised about that he had been allowed to examine the books and papers of the company apprehension would be created among stockholders and a depreciation of the value of the stocks would occur.

Venner has been on the other side of the A despatch to the New York World

VENNER ORDERED TO JAIL.

VENNER ORDERED TO JAIL.

BOSTON BANKER ADJUDGED GUILTY OF CONTEMPT BY FEDERAL JUDGE.

Springfield, Ill., May 15.—Judge Humphrey in the United States Circuit Court this afternoon adjudged Clarence H. Venner guilty of contempt of court, fined him \$1,000 and costs and committed him to jail for six months. The court denied Venner's application for appeal and added: "Your only remedy is in habeas corpus proceedings in the United States Circuit Court of Appeals, now in session in Chicago."

Venner was allowed to spend the night at the Leland Hotel in custody of an officer, and he will decide to-morrow what course to pursue. He is a member of the banking firm of Venner & Co. of Boston. His offense before Judge Humphrey was his refusal to produce certain books in the Alton Water Works litigation.

Venner is the person who attempted to enjoin the Pullman Palace Car Company, from purchasing the Warner Car Company from purchasing the Warner Car Company from exchanging \$200,000,000 of preferred stock for 5 per cent. bonds. He tried the same thing in New York. He attempted in Massachiesetts two years ago to wind up the affairs of the Amalgamated Copper Company. All three cases were thrown out of court. He now has a suit pending in Chicago to prevent the consolidation of the Rock Island and San Francisco railroads.

Here is a brief history of Venner's attempted to beld up the Northern Pacific merger.

All three cases were thrown out of court. He now has a suit pending in Chicago to prevent the consolidation of the Rock Island and San Francisco railroads.

Here is a brief history of Venner's attempt to hold up the Northern Pacific merger, told in The Sun of April 7, 1904:

VENNER SUES NO. SECURITIES.

Industrious Beston Man Now A Plaintiff.

Alter Merger Dissolution Plan Was Announced, Bought 500 Shares of Northern Securities to Suffer Wrong On—Not Too Proud to Sue when He Suffers.

C. H. Venner, a Boston broker, who tried to hold up the reorganization plans of the Chicago, Rock Island and Pacific and Atchison, Topeka and Santa Fe railroads, has organized himself into a corporation and has suced the Northern Securities Company. The continental Securities Company be compalified in the Stockholders and Great Northern Securities Company be compelled to return to the original stockholders such of its assets as consist of Northern Pacific and Great Northern Securities Company be compelled to return to the original stockholders of the Northern Securities Company be compelled to return to the original stockholders of the Northern Securities Company be compelled to return to the original stockholders of the Northern Securities Company be compelled to return to the original stockholders of the Northern Securities Company be compelled to return to the original stockholders of the Northern Pacific and Great Northern Securities Company be compelled to return to the original stockholders of the Northern Pacific and Great Northern Securities Company.

According to the plans of the directors, the

# ESTERBROOK'S Steel Pens

field Rverywhere The fleet Pene Made

When the anti-merger suit was dismissed on April 18, 1601, the New York American

said

J. P. Morgan's bug radroad from which the Supreme Court of the United States has declared an outlaw sesterial had the sunt brought against it by the colonial Securities company in the New Jersey Chancery Court dismissed by showing that the stock on which the suit was brought was princhased six days after the company decided on a plan of dissipation.

C. H. Venner, who was behind the suit, is the same man who sued the Rock Island Company and whose suits were mysteriously withdrawn.

Venner demanded that in dissolving the merger the identical stock surrendered for merger stock be returned, and not part Great Northern and part Northern Pacific as the Hill-Morgan party desires. The suit was in harmony with that brought by F. H. Harriman in St. Paul, is was expected.

There has been talk that the Venner suit was brought in order to be lost, thus raising a precedent against any new soit Harriman might bring.

They say in Wall Street that Venner would "If I was going to get something," said one man who knows the ways of the wily. "I'd use a sandbag and not an inflated bladder, which merely makes a noise."

DISPUTE OF ARCHITECTS.

New House. The suit for the dissolution of the partnership of Lord, Hewiett & Huil, architects, and an accounting came on for trial vesterday before Supreme Court Justice Davis in Special Term. The partners are Austin W. Lord, J. Monroe Hewlett and Washington Hull, and the partnership began in

Lord and Hewlett allege that the troubles of the firm are largely due to the conduct of Hull in connection with the house Senator Clark of Montana is building at Fifth avenue but, according to Lord and He wlett, Senator Clark got so angry with Hull over various matters that he notified the firm that he would not in future honor any orders or certificates presented by the firm unless they were signed by at least two of the part-

are due to his relations with Senator Clark. He says that he devoted all his time to the building and personally supervised it for five years from 1898 to 1903. Practically all the work that was done by the firm was all the work that was done by the firm was done by him he says, and he had to give a lot of time to correcting the errors made by his partners, errors which cost Senator Clark a lot of money, he says, and naturally

he evidence taken vesterday showed that Senator Clark complained on several occasions of the quality of the material used in the construction, but Hull says that the material was the best procurable.

#### The trial will continue to-day HUSBAND SUES OLD FRIEND.

Charges Wealthy Bachelor With Allenation of Wife's Affections.

The trial of the suit instituted by Edwin A. Tucker, an insurance broker, to recover \$75,000 damages against Eugene B. Dudley, a wealthy bachelor of New Rochelle, for the alienation of the affections of his wife, was begun before Supreme Court Justice Dickey and a jury in Brooklyn yesterday. The plaintiff is about 35 years old. His wife is a few years younger, while the defendant is over 50 years old.

The plaintiff testified that all was harmony The plaintiff testified that all was harmony in his domestic life until the defendant began to make presents to Mrs. Tucker of sealskin coats, diamond rings and money. Mrs. Tucker finally began an action for divorce, the money for which, the plaintiff alleged, was paid by the defendant.

Dudley said that while he was living with the Tuckers he became ill and Mrs. Tucker nursed him and that he believed that had

it not been for her care he would not have recovered. As soon as he was well enough he went South and Mrs. Tucker accompanied him. He was opposed to her going, but her husband insisted that it was her duty. He said that he was grateful to Mrs. Tucker

He said that he was grateful to Mrs. Tucker and that he had drawn up a will making her the sole beneficiary of his estate after discussing the matter with Mr. Tucker. He denied that there had ever been anything wrong between himself and Mrs. Tucker. Mrs. Tucker testified that her husband had treated her cruelly. She denied that Dudley had helped her financially in beginning her divorce suit, but said she had sold her jewelry to get the money. The case will go to a jury to-day. will go to a jury to-day.

BARONESS PITIED THE HORSES. Caused Arrest of Truck Driver Who She

Said Was Whipping Them. Mme. Lena Truchsess, who lives at 309 West Seventy-fifth street and says she is a German Baroness, appeared in the West Side court yesterday as complainant against

# W.& J. SLOANE Broadway & 19th Street

"INVISIBLE" STAIR ROD.

THE "INVISIBLE" STAIR ROD, of which we are the sole patentees and owners, has entirely supplanted the old fashioned rods that were fastened over the surface of the carpet. This modern device, which may be applied to wood, iron or stone steps of any width, is concealed behind the carpet, and grips the fabric firmly, without revealing its presence or doing the slightest injury to the texture.

It is inexpensive and simple to apply.

## CITY BANK WILL PUSH CASE.

WILL MAKE EXAMPLE OF FORGER TO PROTECT BANKERS.

Potter Say Young Leonard Had So Pariner In Scheme by Which He Got 8350,000 Worth of Scentitles Friends Say Van ity Caused Crime Hatt Set at 825 000

The Pinkerton detectives and the police rave absolutely satisfied themselves that Harry Leonard, the boy who did the National City Bank out of \$350 aso worth of ecurities by means of a forged check, erty and Acting Captain McAuley announced vesterday that all the evidence to convict young Leonard had been obtained and that the case was closed.

The City Bank, it was also made known, is determined to prosecute Leonard to the limit, believing that it is no case to trifle with if the banking community is to be protected in the future. They do not eem to appreciate Leonard's heroic sacrifice of himself in order to show the bankers of the town that it was easy to steal securities from their banks.

Leonard was arraigned yesterday afternoon in the Tombs police court, and after a long argument as to his bail he was remanded until next Thursday afternoon Mainly Over the Work on Senator Clark's at 2 o'clock, when his examination will go on. In all probability he will waive examination and consent to be held for the Grand Jury, although his counsel, Abraham Levy, would not admit this yesterday. Levy had a long talk with Leonard in

Levy had a long talk with Leonard in the Tombs. So did the boy's father, former Police Sergeant Leonard, who is completely overcome by the discovery that his boy perpetrated the biggest bank theft in years. Mr. Levy and the boy's father say they are convinced that he concocted the scheme, as he says, purely out of a desire to show as he says, purely out of a desire to show the bank people how easily they could be cheated, and to get himself talked about. He represents, it was asserted, not the criminal type, but the type of young man with inordinate vanity who wants to get his name on the lips of the world.

Leonard's appearance in a way bears this Leonard's appearance in a way bears this

Leonard's appearance in a way bears this out. As he stood in court yesterday, surrounded by a crowd discussing his case, he was slightly nervous, but it was easy to see that he was taking a certain enjoyment out of the fact that he was for once the central figure in a scene that was exciting public interest. His clothes were rather soiled and he had one day's growth of reddish beard, but he tried to carry himself in a way to comport with the common idea of a a way to comport with the common idea of a man of Wall Street.

He seemed eager to talk concerning himself, but the police wouldn't let him. Once the reporters surrounded him successfully and he got launched in the stor

before the police shut him up.

"I've been making a study of banking and banking methods," he began, "ever since I've been down in the Street. A mouth ago I wrote an article for the Wall Street Journal, showing up the carelessness of the messenger service down there. I liked the article so well that I decided to demonstrate the thing and make a name

for myself."
Capt. McAuley cut young Leonard off here, to his evident disappointment, and he was led over to his cell in the Tombs. Lawyer A. G. Saxe represented the City Bank in the court proceedings. Assistant District Attorney Chadwick consented to the adjournment, but insisted that the ball should not be reduced below \$25,000. Mr. Saxe, for the bank, said that the bank felt that the ball should be left at \$50,000, but that he would have to concur with Mr. Chad-

"There are two charges involved here," said Mr. Saxe, speaking for the National City Bank. "One is that of grand larceny, and the other is forgery. It was one of the most flagrant cases of forgery we have ever heard of. The banks look at the signature on the certification. They care about nothing else. In this case the signature of the Hanover Pank was almost There are two charges involved here Mr. Burns of the Hanover Pank was almost

Mr. Levy, in insisting that the bail should be reduced to \$7,500 at the outside, said that the forgery was a clumsy one. He said that restitution had been made of all the stuff stolen and that the bank had lost nothing. Magistrate Pool said that the matter of restitution did not enter into the case just

The fact remains," he said, "that this is an extraordinary case. A person who accomplished what this young man did is a dangerous person to have at large."

Magistrate Pool fixed the bail at \$25,000 Magistrate Pool nxed the ball at \$20,000 and remanded Leonard to the Tombs.

Mr. Levy said his father, who was in court, had been prepared to give bail up to \$10,000, but that the boy would now have to stay

in jail until Thursday. The story the boy has told will probably be his defense, and in proof of it Mr. Levy intends to use the fact that the boy mailed a lot of the securities to Mr. Pearl the very night he stole them, and left the others on a shelf in his closet, where they were

on a shelf in his closet, where they were found on Monday.

"The most cruel feature of the case," said Mr. Levy yesterday "is the bringing in of the name of Miss Schrader. I can deny that story positively, as her father has done. The boy had no accomplices, and nobody knew of the theft but himself."

The City Bank, it was said yesterday, would like to get the securities back at once, in order to make good to Pearl & Co., but it can't get them until Thursday at the but it can't get them until Thursday at the earliest. Acting Captain McCauley had them with him in court, tied up in an envelope, but he said that he would have to keep them until they were formally en-tered in the record. He sealed them up and took them back with him to Police

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who were sleeping in the deckhouse forward. They all floundered through the water in the cabin to the bulkhead of the wharf and escaped with a wetting.

After the Henriette received her cargo of ale in barrels on Monday evening Capt.
Cyrus H. Hasbrouck and Engineer Ira D. Bush went up into the city for the night. At 1:30 o'clock, when the tide was at its height, the logat careened to port and went height, the boat careened to port and went down in fourteen feet of water. The cargo

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